

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q64324

Masayuki MISHIMA

Appln. No.: 09/845,356

Group Art Unit: 1794

Confirmation No.: 2603

Examiner: Marie Rose Yamnitsky

Filed: May 1, 2001

For: LIGHT-EMITTING DEVICE

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on
May 29, 2009:

REMARKS

An Examiner's Interview Summary Record (PTO-413) dated June 1, 2009 was received.

During the interview, the following was discussed:

1. Brief description of exhibits or demonstration: No.
2. Identification of claims discussed: 29, 33-35, 40, 44 and 48 to 50.
3. Identification of art discussed: Four references used for 103 rejections of record.
4. Results of Interview: Prior art of record and data submitted May 12, 2009 (Rule 132 Declaration) were discussed.

Examiner noted that Thompson et al. should not have been applied against claim 44, and if Igarashi et al. was commonly owned with present application at the time of the present invention, rejection of claim 44 in view of Igarashi et al. would be overcome. Presuming Igarashi et al. and present application were commonly owned at the time of the present invention, claim 29 would be allowable if amended to limit red light-emitting material to an orthometallated complex comprising a ligand that is a 2-phenylquinoline derivative.

Also, the possibility of providing further comparative data in a Rule 132 Declaration was discussed. The examiner noted that none of the red-emitting orthometallated complexes tested are those disclosed in Thompson et al.

Regarding amendment to Table 1 of the specification, the Examiner indicates that at least a partial translation of foreign priority document should be provided, including at least Table 1 and Example 2 description.

If any further amendment or data is to be provided prior to the examiner's next action on the case, the Examiner indicated that it should be filed by June 24, 2009; otherwise, the next action is expected to be a non-final rejection.

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

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It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,



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Date: June 24, 2009